

BEFORE
THE PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA

DOCKET NO. 2019- - C

IN RE:)	
Petition of MCImetro Access Transmission Services)	
Corp. d/b/a Verizon Access Transmission Services)	PETITION
for Review of SOMOS' Denial of Application for)	
Numbering Resources)	
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MCImetro Access Transmission Services Corp d/b/a Verizon Access Transmission Services (Verizon Access), pursuant to S.C. Code Ann. §58-3-140 (2015), and in accordance with Vol. 26, S.C. Code Ann. Regs. 103-825 (2012), hereby submits its Petition requesting that the Commission review the Pooling Administrator's denial of Verizon Access' application for one contiguous thousand block of telephone numbers (Thousand Block) in the Florence, South Carolina rate center, overturn that decision, and order that one contiguous Thousand Block be assigned to Verizon Access. In support of its Petition, Verizon Access would respectfully show, and request relief from the Commission, as follows:

1. Verizon Access is a competitive local exchange carrier that provides local exchange service and exchange access service in South Carolina pursuant to a certificate issued by this Commission.
2. Verizon Access' customers include large businesses and government agencies that use direct inward dialing (DID) arrangements to obtain telephone service for their employees at one or more locations.
3. A business customer is converting its phone system to Cisco VOIP and adding DID capability for patient rooms. The customer has selected Verizon Access as its service

provider and requested that Verizon Access provide service using a block of 200 consecutive numbers in the 843 NPA in the Florence, South Carolina rate center. Using consecutive numbers facilitates the installation and management of DID arrangements. The customer has stated that it will experience an adverse operational impact on the implementation of its desired dial plan if its request is not granted. A confidential copy of the customer's letter explaining the circumstances is attached as Confidential Exhibit 1.

4. Because Verizon Access does not have 200 consecutive DID numbers in its inventory, it applied on September 6, 2019 to the Pooling Administrator, SOMOS, for a Thousand Block in the Florence, South Carolina rate center. Verizon Access' application and MTE calculation is attached as Confidential Exhibit 2.

5. SOMOS denied Verizon Access' request the same day it was submitted because Verizon Access did not meet either of the FCC criteria that SOMOS applies -- number utilization or months-to-exhaust. SOMOS' denial is attached as Confidential Exhibit 3.

6. The FCC has delegated authority to the Commission to address SOMOS' denial of a request for numbering resources, stating that "[w]e agree . . . that a safety valve mechanism should be established, and we delegate authority to state commissions to hear claims that a safety valve should be applied when the . . . Pooling Administrator denies a specific request for numbering resources."¹ Moreover, the FCC has determined that "a carrier should be able to get additional numbering resources when there is a verifiable need due to the carrier's inability to satisfy a specific customer request." Specifically, states "may grant requests for customers

¹ *Numbering Resource Optimization*, Third Report and Order and Second Order on Reconsideration in CC Docket No. 96-98 and CC Docket No. 99-200, 17 FCC Rcd 146 ¶ 61(2001).

seeking contiguous blocks of numbers.”² Based on this authority, the Commission has issued previous orders addressing denials by the Pooling Administrator.³

7. Verizon Access’ request for a Thousand Block to meet its customer’s request for 200 contiguous numbers fits squarely within the framework established by the FCC for “safety valve” requests that the Commission is authorized to grant. Verizon Access respectfully requests that the Commission direct SOMOS to assign a Thousand Block for the Florence, South Carolina rate center so that it can satisfy its customer’s request.

WHEREFORE, having fully set forth its Petition, Verizon Access respectfully requests that the Commission (1) review SOMOS’ decision to deny Verizon Access’ request for additional numbering resources, granting confidentiality to the document attached in support of this Petition as Exhibit 1, (2) overturn that decision, (3) direct SOMOS to assign Verizon Access a Thousand Block in the Florence, South Carolina rate center, and (4) grant Verizon Access such other and further relief as may be just and proper.

Respectfully Submitted,

WILLOUGHBY & HOEFER, P.A.

By: s/ John M.S. Hoefer
 John M. S. Hoefer
 Post Office Box 8416
 Columbia, South Carolina
 29202-8416
 803-252-3300

Attorneys for Verizon Access

Columbia, South Carolina
 This 16th day of September, 2019

² Id. ¶ 64.

³ See, e.g., *Petition of MCI Metro Access Transmission Services, LLC d/b/a Verizon Access*, Order Reversing NANPA Decision, Docket No. 2014-38-C, Order No. 2014-169 (2014).

Exhibit 1

Filed with the Commission under Seal

Tracking Number: 843-FLORENCE-SC-1185342

Thousands-Block Application Form - Part 1A
Revised: January 4, 2016

Individual Block
Request

Type of Application: New Change ⁱ Disconnect

General Application Information

1.1 Contact Information:

Block Applicant:

Company Name: INTERMEDIA COMMUNICATIONS INC. - SC

Headquarters Address: 13865 Sunrise Valley Dr

City: Herndon State: VA ZIP: 20171

Contact Name: ruben galvan

Contact Address: 2637 Summit Ave

City: Plano State: TX ZIP: 75074

Phone: 972-578-3728 Fax: 214-237-1403

E-mail: ruben.galvan@xo.com

Pooling Administrator:ⁱⁱ

Contact Name: John Auerbach

Contact Address: 1800 Sutter St. Ste. 780

City: Concord State: CA ZIP: 94520

Phone: 925-420-0343 Fax: 925-420-0377

E-mail: jauerbach@somos.com

1.2 General Information:

Check one : No LRN needed _____ LRN neededⁱⁱⁱ: _____

NPA: 843 LATA: 432 OCN^{iv}: 8534 Parent Company's OCN 7229

Number of Thousands-Blocks Requested : 1

Switch Identification (Switching Entity/POI^v): FLRNSCMCX6X

Rate Center^{vi}: FLORENCE

1.3 Dates:

Date of Application^{vii}: 09/06/2019 Requested Effective Date^{viii}: 10/07/2019

Requested Expedited Treatment? (See Section 8.6) Yes _____ No X

By selecting this checkbox, I acknowledge that I am requesting the earliest possible effective date the Administrator can grant. Please note that this only applies to a reduction in the Administrator's processing time, however the request will still be processed in the order received.

1.4 Type of Service Provider Requesting the Thousands-Block :

- a) Type of Service Provider : CAP OR CLEC (LEC, IXC, CMRS, Other)
- b) Primary Type of Service Blocks to be used for : Wireline
- c) Thousands-Block(s) (NXX-X) assignment preference (Optional) 843-942-7
- d) Thousands-Block(s) (NXX-X) that are undesirable for this assignment , if any _____
- e) If requesting a code for LRN purposes, indicate which block(s) you will be keeping (the remainder of the blocks will be given to the pool) _____

1.5 Type of Request:

Initial block for rate center : Yes _____ If Yes, attach evidence of authorization and proof of capability to provide service within 60 days.

Growth block for rate center : Yes X If Yes, attach months to exhaust worksheet

By selecting this checkbox, I acknowledge that I am willing to accept a block in red and explicitly understand that the underlying CO code may not yet be activated in the PSTN and loaded in the NPAC on the block effective date.

Type of change (Mark all that apply)

- OCN: Intra-company^{ix} Switching Id Part 1B
- OCN: Inter-company^x Effective Date

Change block : Yes _____ If Yes, list NPA-NXX-X _____

1.6 Block Return :

- a) Is this block Contaminated: Yes _____ No _____
- b) If Yes how many TNs are NOT available for assignment : _____
- c) Have all new Intra SP ports been completed in the NPAC: Yes _____ No _____
- d) Has this block been protected from further assignment: Yes _____ No _____

Disconnect block : Yes _____ If Yes, list NPA-NXX-X _____

Remarks:

I hereby certify that the above information requesting an NXX-X block is true and accurate to the best of my knowledge and that this application has been prepared in accordance with the Thousands-Block (NXX-X) Pooling Administration Guidelines ATIS-0300066 available on the ATIS web site (www.atis.org/inc) or by contacting inc@atis.org as of the date of this application.

<u>ruben galvan</u>	<u>Senior National Code Administrator</u>	<u>09/06/2019</u>
Signature of Block Applicant	Title	Date

Instructions for filling out each Section of the Part 1A form:

Section 1.1 Contact information requires that Service Providers supply under "Block Applicant" the company name, company headquarters address, a contact within the company, an address where the contact person may be reached, in addition to the correct phone, fax, and e-mail address. The Pooling Administrator section also requires the Service Provider to fill in the Pooling Administrator's name, address, phone, fax and e-mail.

Section 1.2 Service Providers who need a thousands-block assignment or for an Location Routing Number (LRN) are required to fill in this section. If needed for an

LRN, a CO Code Application needs to also be submitted to the PA. The Service Provider should supply the Numbering Plan Area (NPA); the Local Access Transport Area (LATA), which is a three-digit number that can be found in the Telcordia Technologies, Inc. dba iconectiv (iconectiv™) LERG™ Routing Guide^{xi}. The Operating Company Number (OCN) assigned to the service provider and the OCN of its parent company. An OCN is a four-character alphanumeric NECA-assigned Company Code or a four-character alphanumeric identifier assigned by the iconectiv™ Telecom Routing Administration (TRA). In addition, the number of thousands-blocks requested should be supplied. The Switch Identification. Explanations of these terms may be found in the footnotes.

Section 1.3 The date the Service Provider completes the application should be entered in this section, as well as the Effective Date of the requested thousands-block.

Section 1.4 Service Providers should indicate their type, e.g., local exchange carrier, competitive local exchange carrier, interexchange carrier, CMRS or VoIP. Also indicate the primary type of business in which the numbering resource is to be used. Service Providers may indicate their preference for a particular thousands-block, e.g., 321-9XXX, or indicate any thousands-blocks that may be undesirable, e.g., 321-6XXX.

Section 1.5 Service Providers indicate the type of request. Initial requests are for first applications for thousands-blocks in a rate center, growth for additional thousands-blocks in a rate center in which the applicant already has numbering resources, and provide the required evidence as ordered by the FCC.

Section 1.6 Service Providers must indicate the updated/current information in regards to contaminated TNs on the block they are returning to the pool. Blocks with over 10% contamination (101 TNs or more) shall not be returned to the pool except when a service provider is exiting the market or is exchanging a block that was identified as being over 10% contaminated. If the block being returned is over 10% contaminated, the PA shall seek a new block holder. If question c and/or d have a response of No, the request for return shall be denied.

The thousands-block applicant certifies veracity of this form by signing their name, and providing their title and date.

Footnotes:

ⁱIdentify the type of change(s) in Section 1.5.

ⁱⁱThe Pool Administrator is available to assist in completing these forms.

ⁱⁱⁱA CO Code application will also need to be submitted to the PA.

^{iv}Operating Company Number (OCN) assignments must uniquely identify the applicant. Relative to CO Code assignments, NECA-assigned Company Codes may be used as OCNs. Companies with no prior CO Code or Company Code assignments should contact NECA (800 524-1020) to be assigned a Company Code(s). Since multiple OCNs and/or Company Codes may be associated with a given company, companies with prior assignments should direct questions regarding appropriate OCN usage to TRA (732-699-6700).

^vThis is an eleven-character descriptor of the switch provided by the owning entity for the purpose of routing calls. This is the 11 character CLLI™ Code of the switch /POI.

^{vi}Rate Center name must be a tariffed Rate Center.

^{vii}Acknowledgment and indication of disposition of this application will be provided to applicant within seven calendar days from the date of receipt of this application. An incomplete form may result in delays in processing this request.

^{viii} Please ensure that the NPA-NXX of the LRN to be associated with this block(s) is/will be active in the PSTN prior to the effective date of the block(s).

^{ix} Select if you are the current Block Holder.

^x Select if you are not the current Block Holder

^{xi} Common Language® and Telcordia® are registered trademarks and CLLI™, LERG™ Routing Guide and iconectiv™ are trademarks and the Intellectual Property of Telcordia Technologies, Inc

Thousands-Block Number Pooling Administration Guidelines (TBPAG) - Appendix 3

Revised: January 4, 2016

MONTHS TO EXHAUST and UTILIZATION CERTIFICATION WORK SHEET - TN
Level¹

(Thousands-Block Number Pooling Growth Block Request)

Tracking Number: **843-FLORENCE-SC-1185342**

Date: **Friday, September 6, 2019**

OCN: **8534**

Company Name: **INTERMEDIA COMMUNICATIONS INC. - SC**

Rate Center: **FLORENCE**

List all Codes NPA(s)-NXX(s) and Blocks NPA(s)-NXX-X(s)²: **843-773-3, 843-773-7, 843-773-8, 843-773-9,**

Name of Block Applicant: **ruben galvan**

Signature: **ruben galvan**

Title: **Senior National Code Administrator 3728-**

Fax: **214-237-1403**

Phone: **972-578-**

E-Mail: **ruben.galvan@xo.com**

A. Available Numbers: **1960**

B. Assigned Numbers: **2040**

C. Total Numbering Resources: **4000**

D. Quantity of numbers activated in the past 90 days (increments of 1,000 or 10,000) and excluded from the Utilization calculation ³: **0**

List
Excluded
Code(s) or
Block(s):

Mont h 1	Mont h 2	Mont h 3	Mont h 4	Mont h 5	Mont h 6	Mont h 7	Mont h 8	Mont h 9	Mont h 10	Mont h 11	Mont h 12
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E. Growth History - Previous 6 months⁴

<u>-6</u>	<u>19</u>	<u>3</u>	<u>-4</u>	<u>-1</u>	<u>51</u>
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F. Forecast - Next 12 months⁵

<u>200</u>	<u>8</u>	<u>18</u>									
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G. Average Monthly Forecast (Sum of months # 1-6 (Part F above) divided by 6): 46.667

H. Months to Exhaust⁶ = $\frac{\text{Numbers Available for Assignment to Customers (A)}}{\text{Average Monthly Forecast (G)}}$

Average Monthly Forecast (G)

<u>Block Requested</u>	<u>Available Numbers</u>	<u>Months To Exhaust</u>
1	1960	42.00

I. Utilization⁷ = $\frac{\text{Assigned Numbers (B)}}{\text{Total Numbering Resources (C)- Excluded Numbers (D)}} \times 100 = \underline{51.0}$

Total Numbering Resources (C)-
Excluded Numbers (D)

Explanation: _____

¹A copy of this worksheet is required to be submitted to the Pooling Administrator when requesting additional numbering resources in a rate center. For auditing purposes, the applicant must retain a copy of this document.

²List all numbering resources allocated to the OCN for the requested rate center, including newly acquired codes (NPA-NXXs) and blocks (NPA-NXX-Xs). This information is available from the Total Numbering Resources Report in PAS and shall automatically populate on this form in PAS. When an exception exists, the Applicant shall adjust the auto-populated list and shall provide an explanation of the adjustment in the Explanation field.

³The total quantity of numbers available for assignment from the numbering resources allocated to the OCN for the requested rate center, including newly acquired codes (NPA-NXXs) and blocks (NPA-NXX-Xs). When an exception exists, the Applicant shall adjust the auto-populated number as needed and provide an explanation of the adjustment in the Explanation field (e.g., to increase the number of available resources due to pending applications in the same rate center, or for documentation purposes for safety valve waivers).

⁴The total quantity of numbering resources allocated to the OCN for the requested rate center, including newly acquired codes (NPA-NXXs) and blocks (NPA-NXX-Xs). This information is available from the Total Numbering Resources Report in PAS and shall automatically populate on this form in PAS. When an exception exists, the Applicant shall adjust the auto-populated number as needed and provide an explanation of the adjustment in the Explanation field (e.g., to increase the total number of resources to include pending applications in the same rate center, or for documentation purposes for safety valve waivers).

⁵Quantity of numbers activated in the past 90 days indicates newly acquired blocks and/or codes received from the administrator and shall be reported in increments of 1,000 or 10,000 TNs (e.g.: 2 blocks received=2,000 and 1 code received =10,000).

⁶Net change in TNs no longer available for assignment in each previous month, starting with the most distant month as Month 1, and Month 6 as the current month.

⁷Forecast of TNs needed in each following month, starting with the most recent month as Month 1.

⁸This field is automatically calculated and populated on this form in PAS.

⁹This field is automatically calculated and populated on this form in PAS. To be assigned an additional thousands-block (NXX-X) for growth, "Months to Exhaust" shall be less than or equal to 6 months. (47 CFR § 52.15 (g) (4) (iii)).

¹⁰This field is automatically calculated and populated on this form in PAS. To be assigned an additional thousands-block (NXX-X) for growth, "Utilization" shall be 75% or more (47 CFR § 52.15 (h)). Newly acquired numbers may be excluded from the Utilization calculation (47 CFR § 52.15 (g)(4)(ii)).

Thousands-Block Number Pooling Administration Guidelines
(TBPAG) - Part 3

Revised: January 4, 2016

Pooling Administrator's Response/Confirmation

Tracking Number : 843-
FLORENCE-SC-
1185342

Date of Application: 09/06/2019 Effective Date:
Date of Receipt: 09/06/2019 Date of
Response: 09/06/2019

Service Provider Name: INTERMEDIA COMMUNICATIONS INC. - SC
(LERG™ Routing Guide¹) OCN: 8534
Parent Company OCN: 7229

NPAC SOA SPID :

Pooling Administrator Contact Information:

John Auerbach Phone: 925-420-0343
Signature of Pooling Administrator
John Auerbach Fax: 925-420-0377
Name (print)
Email: jauerbach@somos.com

NPA-NXX or
NPA-NXX-X
:

Block Assigned:

Block Reserved :

Block
Reservation
Expiration Date :

Block/Code
Modified :

Block/Code
Disconnected :

Block Contaminated (Yes or No):

If yes, enter the number of TNs contaminated
(1-1000):

Switch Identification (Switching/POI)²: FLRNSCMCX6X

Rate Center: FLORENCE

X Form complete, request denied.

Explanation:

DR-57: You do not meet the MTE and/or Utilization requirements, therefore this request for a new block is denied. You may proceed with requesting a State Waiver from the appropriate state commission using this Part 3 denial. If you are in disagreement with the disposition of this request, please refer to the Thousands-Block Number (NXX-X) Pooling Administration Guidelines for the appeals process.

Request Withdrawn.

Explanation:

Assignment Activity Suspended by Administrator.

Explanation:

Remarks:

¹ Telcordia[®] is a registered trademark and LERG[™] Routing Guide and iconectiv[™] are trademarks and the Intellectual Property of Telcordia Technologies, Inc. dba iconectiv.

² This is an eleven-character descriptor provided by the owning entity for the purpose of routing calls. This must be the Common Language[®] Location Code (CLLI[™] Code) of the switching entity/POI shown on the Part 1A form. Common Language[®] is a registered trademark and CLLI is a trademark and the Intellectual Property of Telcordia Technologies, Inc. dba iconectiv.